

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA,) CASE NO.
)
Plaintiff,)
) JUDGE
v.)
)
\$50,133.13 SEIZED ON NOVEMBER 15, 2018, FROM HUNTINGTON NATIONAL BANK ACCOUNT NO. *****3851,))
) COMPLAINT IN FORFEITURE
)
\$154,789.00 U.S. CURRENCY SEIZED ON NOVEMBER 13, 2018, FROM THE RESIDENCE OF RONALD ROGINSKY,))
)
1.60005061 BITCOIN SEIZED FROM AN ELECTRUM WALLET ON NOVEMBER 13, 2018,))
)
0.34017587 BITCOIN SEIZED FROM A LOCALBITCOINS WALLET ON NOV. 13, 2018,))
)
2018 CHEVROLET SILVERADO 1500, VIN: 3GCUKRECOJG484753, SEIZED ON NOVEMBER 13, 2018,))
)
2016 CHEVROLET TAHOE, VEHICLE ID NO.: 1GNSKCKC6GR314860, SEIZED ON NOVEMBER 13, 2018,))
)
1985 BUICK REGAL, VEHICLE ID NO.: 1G4GK4796FP416067, SEIZED ON NOV. 13, 2018,))
)
(4) VISA ONEVANILLA PREPAID GIFT CARDS – TOTAL VALUE: \$2,000.00,))
)

AND)
A TOTAL OF \$8,100.00 U.S. CURRENCY)
SEIZED FROM POST OFFICE BOXES)
CONTROLLED BY RONALD ROGINSKY,)
Defendants.)

COMPLAINT IN FORFEITURE

NOW COMES plaintiff, the United States of America, by Justin E. Herdman, United States Attorney for the Northern District of Ohio, and James L. Morford, Assistant U.S. Attorney, and files this Complaint in Forfeiture, respectfully alleging as follows in accordance with Supplemental Rule G(2) of the Federal Rules of Civil Procedure:

JURISDICTION AND INTRODUCTION

1. This Court has subject matter jurisdiction over an action commenced by the United States under 28 U.S.C. Section 1345, and over an action for forfeiture under 28 U.S.C. Section 1355(a). This Court also has jurisdiction over this particular action under 21 U.S.C. Section 881(a)(6).

2. This Court has *in rem* jurisdiction over the defendant properties pursuant to: (i) 28 U.S.C. Section 1355(b)(1)(A) because acts giving rise to the forfeiture occurred in this district; and, (ii) 28 U.S.C. Section 1355(b)(1)(B), incorporating 28 U.S.C. Section 1395, because the action accrued in this district.

3. This Court will have control over the defendant properties through service of arrest warrant(s) *in rem*, which the United States Marshals Service (USMS) will execute upon the defendant properties. *See*, Supplemental Rules G(3)(b) and G(3)(c).

4. Venue is proper in this district pursuant to: (i) 28 U.S.C. Section 1335(b)(1)(A) because acts giving rise to the forfeiture occurred in this district; and, (ii) 28 U.S.C. Section 1335 because the action accrued in this district.

5. The defendant properties are subject to forfeiture to the United States under 21 U.S.C. Section 881(a)(6) in that they constitute proceeds from illegal drug trafficking activities, and/or are traceable to such property. The defendant properties are now in the custody of the federal government.

DESCRIPTION OF THE DEFENDANT PROPERTIES

6. The following properties are the defendant properties in the instant case:

- a.) \$50,133.13 seized pursuant to the execution of a federal seizure warrant on November 15, 2018. The seizure of the defendant \$50,133.13 was made from Huntington National Bank Account Number *****3851, in the name of Ronald Roginsky.
- b.) \$154,789.00 U.S. Currency seized pursuant to the execution of a federal search warrant on November 13, 2018. The seizure of the defendant currency was made at the Brunswick, Ohio, residence of Ronald Roginsky.
- c.) 1.60005061 bitcoin (held in an Electrum bitcoin wallet) seized on November 13, 2018, at Roginsky's Brunswick, Ohio, residence.
- d.) 0.34017587 bitcoin (held in a LocalBitcoins wallet) seized on November 13, 2018, at Roginsky's Brunswick, Ohio, residence.
- e.) 2018 Chevrolet Silverado 1500, VIN: 3GCUKRECOJG484753, seized on November 13, 2018, at Roginsky's Brunswick, Ohio, residence. The defendant vehicle was purchased on September 25, 2018, for \$45,665.45 and is titled to Ronald D. Roginsky. AmeriCredit Financial Services, Inc., holds a lien on the vehicle.

f.) 2016 Chevrolet Tahoe, VIN: 1GNSKCKC6GR314860, seized on November 13, 2018, at Roginsky's Brunswick, Ohio, residence. The defendant vehicle was purchased on September 4, 2016, for \$71,500.00 and is titled to Ronald D. Roginsky.

g.) 1985 Buick Regal, VIN: 1G4GK4796FP416067, seized on November 13, 2018, at Roginsky's Brunswick, Ohio, residence. The defendant vehicle was purchased on January 23, 2018, for \$20,000.00 and is titled to Ronald Roginsky.

h.) (4) Visa OneVanilla prepaid gift cards – total value: \$2,000.00 - seized pursuant to the execution of a federal search warrant on November 13, 2018. The seizure of the defendant gift cards was made at Roginsky's Brunswick, Ohio, residence. Particularly, the gift cards are described as follows:

Visa OneVanilla prepaid gift card #***10 – value: \$500.00.

Visa OneVanilla prepaid gift card #***51 – value: \$500.00.

Visa OneVanilla prepaid gift card #***87 – value: \$500.00.

Visa OneVanilla prepaid gift card #***66 – value: \$500.00.

i.) A total of \$8,100.00 U.S. Currency seized from post office boxes controlled by Ronald Roginsky:

PO Box ***09 Hinckley, Ohio 44233: \$220.00 U.S. Currency was recovered from Priority Mail Parcel #*****0178. The currency was concealed inside an envelope.

PO Box ***09 Hinckley, Ohio 44233: \$140.00 U.S. Currency was recovered from Priority Mail Parcel #*****9906. The currency was concealed inside an envelope.

PO Box ***09 Hinckley, Ohio 44233: \$230.00 U.S. Currency was recovered from Priority Mail Parcel #*****5429. The currency was concealed inside a magazine.

PO Box ***09 Hinckley, Ohio 44233: \$300.00 U.S. Currency was recovered from Priority Mail Parcel #*****6349. The currency was concealed inside a magazine.

PO Box ***70, Strongsville, Ohio 44136: \$600.00 U.S. Currency was recovered from Priority Mail Parcel #*****6801. The currency was concealed inside an envelope.

PO Box ***70, Strongsville, Ohio 44136: \$275.00 U.S. Currency was recovered from Priority Mail Parcel #*****7241. The currency was concealed inside an envelope.

PO Box ***70, Strongsville, Ohio 44136: \$170.00 U.S. Currency was recovered from Priority Mail Parcel #*****8989. The currency was concealed inside a magazine.

PO Box ***70, Strongsville, Ohio 44136: \$915.00 U.S. Currency was recovered from Priority Mail Parcel #*****5283. The currency was concealed inside a magazine.

PO Box ***70, Strongsville, Ohio 44136: \$1,110.00 U.S. Currency was recovered from Priority Mail Parcel #*****5344. The currency was concealed inside a magazine.

PO Box ***68, Broadview Heights, Ohio 44147: \$220.00 U.S. Currency was recovered from Express Mail Parcel #*****99US. The currency was concealed inside a magazine.

PO Box ***08, Richfield, Ohio 44286: \$670.00 U.S. Currency was recovered from Priority Mail Parcel #*****4874. The currency was concealed inside a magazine.

PO Box ***20, Cleveland, Ohio 44130: \$220.00 U.S. Currency was recovered from Priority Mail Parcel #*****3886. The currency was concealed inside an envelope.

PO Box ***46, Valley City, Ohio 44280: \$200.00 U.S. Currency was recovered from Priority Mail Parcel #*****7500. The currency was concealed inside a magazine.

PO Box ***46, Valley City, Ohio 44280: \$765.00 U.S. Currency was recovered from Priority Mail Parcel #*****0655. The currency was concealed inside a magazine.

PO Box ***46, Valley City, Ohio 44280: \$120.00 U.S. Currency was recovered from Priority Mail Parcel #*****6681. The currency was concealed inside a magazine.

PO Box ***46, Valley City, Ohio 44280: \$580.00 U.S. Currency was recovered from Priority Mail Parcel #*****8874. The currency was concealed inside a magazine.

PO Box ***46, Valley City, Ohio 44280: \$460.00 U.S. Currency was recovered from Priority Mail Parcel #*****1700. The currency was concealed inside a magazine.

PO Box ***46, Valley City, Ohio 44280: \$140.00 U.S. Currency was recovered from Priority Mail Parcel #*****2315. The currency was concealed inside a magazine.

PO Box ***10, Brunswick, Ohio 44212: \$220.00 U.S. Currency was recovered from Priority Mail Parcel #*****3563. The currency was concealed inside a magazine.

PO Box ***10, Brunswick, Ohio 44212: \$545.00 U.S. Currency was recovered from Priority Mail Parcel #*****6550.

FORFEITURE

7. An investigation by the United States Postal Inspection Service (USPIS)

developed evidence that from a time in 2015 through November 13, 2018, Ronald Roginsky manufactured anabolic steroids and trafficked anabolic steroids through the mail across the United States.

8. On October 24, 2018, a U.S. Postal Inspector observed a male, later identified as Ronald Roginsky, arrive at the Brunswick, Ohio, post office at approximately 2:30 p.m. The postal inspector observed Roginsky deposit 19 parcels into the mail receptacle located inside the post office.

9. On October 25, 2018, the postal inspector obtained and executed federal search warrants for the 19 parcels. Scheduled controlled substances were recovered. The vials of liquid and pill bottles each listed “UX Labs” on the label.

10. In September, 2018, a Postal Service parcel addressed to Ronald Roginsky had been received at Roginsky's Brunswick, Ohio, residence from Le Melange, LLC, 10232 Clubhouse Turn Road, Lake Worth, Florida 33449. Le Melange, LLC, sells various packing supplies including 10 ml vials similar to the vials seized containing anabolic steroids.

11. On October 31, 2018, at approximately 12:47 p.m., a U.S. Postal Inspector observed Ronald Roginsky depart his Brunswick, Ohio, residence. The postal inspector followed Roginsky to the Hinckley, Ohio post office. Roginsky entered the post office.

12. Following Roginsky's departure, the postal inspector immediately interviewed the post office window clerk, who advised that Roginsky had mailed (6) parcels.

13. Hinckley postal management advised that the individual (Roginsky) who mailed the (6) parcels is the renter of PO Box ***09 Hinckley, Ohio. The postal inspector reviewed the PO Box ***09 application. "Robert D. Davis" was listed as the name of the person who applied for/rented PO Box ***09. The driver's license listed could not be located in any state databases and appeared to be fictitious.

14. On November 1, 2018, the postal inspector obtained federal search warrants for the (6) parcels, resulting in the recovery of scheduled controlled substances.

15. On November 2, 2018, a postal inspector interdicted a U.S. Priority Mail parcel addressed to Rob Davis, PO Box ***09, Hinckley, Ohio 44233 and bearing a return address from Elk Grove Village, Illinois. The postal inspector obtained and executed a federal search warrant resulting in the recovery of \$270.00 U.S. Currency concealed inside an envelope, wrapped in newspaper.

16. On November 13, 2018, U.S. Postal Inspectors and Special Agents from the FBI, IRS, and Medina County Drug Task Force executed a federal search warrant at the Brunswick,

Ohio residence of Ronald Roginsky. Investigators identified/recovered in Roginsky's residence equipment and other materials for the manufacture, sale, and distribution of steroids.

17. Also found in the search was a plastic tub containing U.S. Priority Mail parcels. Steroids were recovered from the parcels. These items were found on the kitchen table and were suspected of being Ronald Roginsky's daily shipments.

18. The postal inspector, along with an FBI Special Agent and an IRS Special Agent, interviewed Ronald Roginsky. Prior to any questioning, Roginsky was read his rights per *Miranda* and signed an Inspection Service Warning and Waiver of Rights form.

19. Roginsky stated he opened – with counterfeit Ohio driver's licenses and fraudulent insurance/utility documents - ten PO boxes at (9) post offices and (1) UPS store. Roginsky used these PO boxes to receive anabolic steroids, precursors, and steroid sale proceeds/payments.

20. Roginsky further stated the following:

a.) He used illegal proceeds derived through the sales of anabolic steroids to pay for the defendant 2018 Chevrolet Silverado 1500 [VIN: 3GCUKRECOJG484753], the defendant 2016 Chevrolet Tahoe [VIN: 1GNSKCKC6GR314860], and the defendant 1985 Buick Regal [VIN: 1G4GK4796FP416067].

b.) Roginsky stated that the U.S. currency in his savings account [to wit: the defendant \$50,133.13 seized from Huntington National Bank Account Number *****3851] was also from steroid sales. Roginsky stated he has not worked in the past two years.

c.) Roginsky stated he sells steroids and receives payment via U.S. currency, which is delivered to his PO boxes. [As alleged in paragraph 6(i), above, the defendant (total of) \$8,100.00 U.S. Currency was recovered from post office boxes controlled by Roginsky.]

d.) Roginsky stated he used bitcoins to pay for postage and had a LocalBitcoins bitcoin account and an Electrum bitcoin account. [As alleged in paragraphs 6(c) and 6(d), above, the defendant 1.60005061 bitcoin was recovered from the Electrum bitcoin wallet and the defendant 0.34017587 bitcoin was recovered from the LocalBitcoins wallet.]

e.) Roginsky often had cash on hand because most of his customers would pay him by sending cash in the mail. Further, Roginsky stated all the cash inside his house [to wit: the defendant \$154,789.00 U.S. currency] was from the sale of steroids.

f.) Roginsky used to work with his brother in an HVAC company but stopped working in or around 2016-2017 and focused on the sales of steroids. Roginsky never dealt with any other substance.

CONCLUSION

21. By reason of the foregoing, the defendant properties are subject to forfeiture to the United States under 21 U.S.C. § 881(a)(6) in that they constitute proceeds from illegal drug trafficking activities, and/or are traceable to such property.

WHEREFORE, plaintiff, the United States of America, requests that the Court enter judgment condemning the defendant properties and forfeiting them to the United States, and providing that the defendant properties be delivered into the custody of the United States for disposition according to law, and for such other relief as this Court may deem proper.

Respectfully submitted,

Justin E. Herdman
U.S. Attorney, Northern District of Ohio

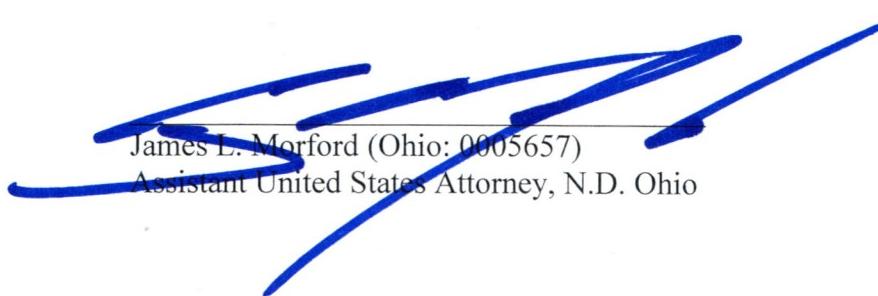
By:

James L. Morford (Ohio: 0005657)
Assistant United States Attorney, N.D. Ohio
Carl B. Stokes U.S. Court House
801 West Superior Avenue, Suite 400
Cleveland, Ohio 44113
216.622.3743 / Fax: 216.522.7499
James.Morford@usdoj.gov

VERIFICATION

STATE OF OHIO)
) SS.
COUNTY OF CUYAHOGA)

I, James L. Morford, under penalty of perjury, depose and say that I am an Assistant United States Attorney for the Northern District of Ohio, and the attorney for the plaintiff in the within entitled action. The foregoing Complaint in Forfeiture is based upon information officially provided to me and, to my knowledge and belief, is true and correct.


James L. Morford (Ohio: 0005657)
Assistant United States Attorney, N.D. Ohio

Sworn to and subscribed in my presence this 25th day of April, 2019.



Anna J. Dudas
Notary Public

Anna J. Dudas
Notary Public, State of Ohio

My Commission Expires 12/5/2021

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

United States of America

(b) County of Residence of First Listed Plaintiff _____
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

James L. Morford, Assistant U.S. Attorney - 400 U.S. Court House,
 801 West Superior Avenue, Cleveland, Ohio 44113 - 216.622.3743

DEFENDANTS

\$50,133.13 Seized on November 15, 2018, from Huntington National
 Bank Account Number *****3851, et al.

County of Residence of First Listed Defendant Medina County
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF
 THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

Paul M. Flannery, Esq., Flannery Georganis, LLC, 1375 East 9th
 Street, 30th Floor, Cleveland, Ohio 44114. 216.367.2120

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- | | |
|---|--|
| <input checked="" type="checkbox"/> 1 U.S. Government Plaintiff | <input type="checkbox"/> 3 Federal Question
<i>(U.S. Government Not a Party)</i> |
| <input type="checkbox"/> 2 U.S. Government Defendant | <input type="checkbox"/> 4 Diversity
<i>(Indicate Citizenship of Parties in Item III)</i> |

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)
(For Diversity Cases Only)

	PTF	DEF	PTF	DEF	
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance	PERSONAL INJURY	PERSONAL INJURY	<input checked="" type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<input type="checkbox"/> 375 False Claims Act
<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 365 Personal Injury - Product Liability	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 376 Qui Tam (31 USC 3729(a))
<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury Product Liability	<input type="checkbox"/> 423 Withdrawal 28 USC 157	<input type="checkbox"/> 400 State Reapportionment
<input type="checkbox"/> 140 Negotiable Instrument	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	PROPERTY RIGHTS	<input type="checkbox"/> 410 Antitrust
<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 330 Federal Employers' Liability	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 820 Copyrights	<input type="checkbox"/> 430 Banks and Banking
<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 340 Marine	<input type="checkbox"/> 371 Truth in Lending	<input type="checkbox"/> 830 Patent	<input type="checkbox"/> 450 Commerce
<input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans)	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 835 Patent - Abbreviated New Drug Application	<input type="checkbox"/> 460 Deportation
<input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits	<input type="checkbox"/> 350 Motor Vehicle	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 840 Trademark	<input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations
<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 355 Motor Vehicle Product Liability	<input type="checkbox"/> 390 Other Fraud	LABOR	<input type="checkbox"/> 480 Consumer Credit
<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 391 Truth in Lending	<input type="checkbox"/> 710 Fair Labor Standards Act	<input type="checkbox"/> 490 Cable/Sat TV
<input type="checkbox"/> 195 Contract Product Liability	<input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<input type="checkbox"/> 392 Other Personal Property Damage	<input type="checkbox"/> 720 Labor/Management Relations	<input type="checkbox"/> 850 Securities/Commodities/ Exchange
<input type="checkbox"/> 196 Franchise		<input type="checkbox"/> 393 Death Penalty	<input type="checkbox"/> 740 Railway Labor Act	<input type="checkbox"/> 890 Other Statutory Actions
REAL PROPERTY	CIVIL RIGHTS	PRISONER PETITIONS	<input type="checkbox"/> 751 Family and Medical Leave Act	<input type="checkbox"/> 891 Agricultural Acts
<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 440 Other Civil Rights	Habeas Corpus:	<input type="checkbox"/> 790 Other Labor Litigation	<input type="checkbox"/> 893 Environmental Matters
<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 463 Alien Detainee	<input type="checkbox"/> 791 Employee Retirement Income Security Act	<input type="checkbox"/> 895 Freedom of Information Act
<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 510 Motions to Vacate Sentence	SOCIAL SECURITY	<input type="checkbox"/> 896 Arbitration
<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 443 Housing/ Accommodations	<input type="checkbox"/> 530 General	<input type="checkbox"/> 861 HIA (1395ff)	<input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision
<input type="checkbox"/> 245 Tort Product Liability	<input type="checkbox"/> 445 Amer. w/Disabilities - Employment	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 862 Black Lung (923)	<input type="checkbox"/> 950 Constitutionality of State Statutes
<input type="checkbox"/> 290 All Other Real Property	<input type="checkbox"/> 446 Amer. w/Disabilities - Other	Other:	<input type="checkbox"/> 863 DIWC/DIWW (405(g))	
	<input type="checkbox"/> 448 Education	<input type="checkbox"/> 540 Mandamus & Other	<input type="checkbox"/> 864 SSID Title XVI	
		<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 865 RSI (405(g))	
		<input type="checkbox"/> 555 Prison Condition		
		<input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement		
			FEDERAL TAX SUITS	
			<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)	
			<input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	
			IMMIGRATION	
			<input type="checkbox"/> 462 Naturalization Application	
			<input type="checkbox"/> 465 Other Immigration Actions	

V. ORIGIN (Place an "X" in One Box Only)

- | | | | | | | |
|---|---|--|---|--|--|---|
| <input checked="" type="checkbox"/> 1 Original Proceeding | <input type="checkbox"/> 2 Removed from State Court | <input type="checkbox"/> 3 Remanded from Appellate Court | <input type="checkbox"/> 4 Reinstated or Reopened | <input type="checkbox"/> 5 Transferred from Another District (specify) _____ | <input type="checkbox"/> 6 Multidistrict Litigation - Transfer | <input type="checkbox"/> 8 Multidistrict Litigation - Direct File |
|---|---|--|---|--|--|---|

Cite the U.S. Civil Statute under which you are filing (*Do not cite jurisdictional statutes unless diversity*):

VI. CAUSE OF ACTION

Brief description of cause:
Civil Forfeiture Action under 21 U.S.C. Section 881(a)(6).

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. DEMAND \$ CHECK YES only if demanded in complaint:
JURY DEMAND: Yes No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE _____

DOCKET NUMBER _____

DATE

04/30/2019

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

SIGNATURE OF ATTORNEY OF RECORD

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

I.

Civil Categories: (Please check one category only).

1. General Civil
2. Administrative Review/Social Security
3. Habeas Corpus Death Penalty

*If under Title 28, §2255, name the SENTENCING JUDGE: _____

CASE NUMBER: _____

II.

RELATED OR REFILED CASES See LR 3.1 which provides in pertinent part: "If an action is filed or removed to this Court and assigned to a District Judge after which it is discontinued, dismissed or remanded to a State court, and subsequently refiled, it shall be assigned to the same Judge who received the initial case assignment without regard for the place of holding court in which the case was refiled. Counsel or a party without counsel shall be responsible for bringing such cases to the attention of the Court by responding to the questions included on the Civil Cover Sheet."

This action is RELATED to another PENDING civil case. This action is REFILED pursuant to LR 3.1.

If applicable, please indicate on page 1 in section VIII, the name of the Judge and case number.

III.

In accordance with Local Civil Rule 3.8, actions involving counties in the Eastern Division shall be filed at any of the divisional offices therein. Actions involving counties in the Western Division shall be filed at the Toledo office. For the purpose of determining the proper division, and for statistical reasons, the following information is requested.

ANSWER ONE PARAGRAPH ONLY. ANSWER PARAGRAPHS 1 THRU 3 IN ORDER. UPON FINDING WHICH PARAGRAPH APPLIES TO YOUR CASE, ANSWER IT AND STOP.

(1) **Resident defendant.** If the defendant resides in a county within this district, please set forth the name of such county
COUNTY: Medina County

Corporation For the purpose of answering the above, a corporation is deemed to be a resident of that county in which it has its principal place of business in that district.

(2) **Non-Resident defendant.** If no defendant is a resident of a county in this district, please set forth the county wherein the cause of action arose or the event complained of occurred.
COUNTY:

(3) **Other Cases.** If no defendant is a resident of this district, or if the defendant is a corporation not having a principle place of business within the district, and the cause of action arose or the event complained of occurred outside this district, please set forth the county of the plaintiff's residence.
COUNTY:

IV.

The Counties in the Northern District of Ohio are divided into divisions as shown below. After the county is determined in Section III, please check the appropriate division.

EASTERN DIVISION

- AKRON
 CLEVELAND
 YOUNGSTOWN

(Counties: Carroll, Holmes, Portage, Stark, Summit, Tuscarawas and Wayne)
(Counties: Ashland, Ashtabula, Crawford, Cuyahoga, Geauga, Lake,
Lorain, Medina and Richland)
(Counties: Columbiana, Mahoning and Trumbull)

WESTERN DIVISION

- TOLEDO

(Counties: Allen, Auglaize, Defiance, Erie, Fulton, Hancock, Hardin, Henry,
Huron, Lucas, Marion, Mercer, Ottawa, Paulding, Putnam, Sandusky, Seneca
Van Wert, Williams, Wood and Wyandot)

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA,) CASE NO.
Plaintiff,)
v.) JUDGE
\$50,133.13 SEIZED ON NOVEMBER 15,)
2018, FROM HUNTINGTON NATIONAL)
BANK ACCOUNT NO. *****3851,)
et al.,)
Defendants.) **PRAECIPE**

The United States of America respectfully requests that the Clerk of this Court issue the attached Warrant of Arrest *in Rem* to the United States Marshals Service (USMS) pursuant to Rule G(3)(b)(i) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions.

Respectfully submitted,

Justin E. Herdman
U.S. Attorney, Northern District of Ohio

By:

James L. Morford (Ohio: 0005657)
Assistant United States Attorney, N.D. Ohio
Carl B. Stokes U.S. Court House
801 West Superior Avenue, Suite 400
Cleveland, Ohio 44113
216.622.3743 / Fax: 216.522.7499
James.Morford@usdoj.gov

United States District Court

NORTHERN DISTRICT OF OHIO

WARRANT OF ARREST *IN REM*

TO: THE UNITED STATES MARSHAL AND/OR ANY OTHER DULY AUTHORIZED LAW ENFORCEMENT OFFICER:

WHEREAS, on April 30, 2019 a Complaint in Forfeiture was filed in this Court by Justin E. Herdman, United States Attorney for this District, on behalf of the United States, against:

SEE ATTACHED SHEET.

and WHEREAS, the defendant properties are currently in the possession, custody, or control of the United States; and,

WHEREAS, Rule G(3)(b)(i) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions directs the Clerk of the Court to issue a Warrant of Arrest *In Rem* for the arrest of the defendant properties; and,

WHEREAS, Rule G(3)(c) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions provides that the Warrant of Arrest *In Rem* must be delivered to a person or organization authorized to execute it;

YOU ARE COMMANDED to arrest the defendant properties by serving a copy of this warrant on the custodian in whose possession, custody, or control the properties are presently found, and to use whatever means may be appropriate to protect and maintain their custody until further order of this Court.

YOU ARE FURTHER COMMANDED to file the same in this Court with your return thereon.

WITNESS THE HONORABLE		UNITED STATES DISTRICT JUDGE AT
DATE April 30, 2019	CLERK (BY) DEPUTY CLERK	
Returnable <u>60</u> days after issue.		

UNITED STATES MARSHALS SERVICE

DISTRICT U.S. MARSHAL	DATE RECEIVED	DATE EXECUTED
	SIGNATURE	

DESCRIPTION OF THE DEFENDANT PROPERTIES

The following properties are the defendant properties in this case:

1. \$50,133.13 seized pursuant to the execution of a federal seizure warrant on November 15, 2018. The seizure of the defendant \$50,133.13 was made from Huntington National Bank Account Number *****3851, in the name of Ronald Roginsky (**19-USP-000585**).
2. \$154,789.00 U.S. Currency seized pursuant to the execution of a federal search warrant on November 13, 2018. The seizure of the defendant currency was made at the Brunswick, Ohio, residence of Ronald Roginsky (**19-USP-000482**).
- 3-4. 1.60005061 bitcoin (held in an Electrum bitcoin wallet) seized on November 13, 2018, at Roginsky's Brunswick, Ohio, residence
and
0.34017587 bitcoin (held in a LocalBitcoins wallet) seized on November 13, 2018, at Roginsky's Brunswick, Ohio, residence (**19-USP-001259**).
5. 2018 Chevrolet Silverado 1500, VIN: 3GCUKRECOJG484753, seized on November 13, 2018, at Roginsky's Brunswick, Ohio, residence. The defendant vehicle was purchased on September 25, 2018, for \$45,665.45 and is titled to Ronald D. Roginsky. AmeriCredit Financial Services, Inc., holds a lien on the vehicle (**19-USP-001415**).
6. 2016 Chevrolet Tahoe, VIN: 1GNSKCKC6GR314860, seized on November 13, 2018, at Roginsky's Brunswick, Ohio, residence. The defendant vehicle was purchased on September 4, 2016, for \$71,500.00 and is titled to Ronald D. Roginsky (**19-USP-001416**).
7. 1985 Buick Regal, VIN: 1G4GK4796FP416067, seized on November 13, 2018, at Roginsky's Brunswick, Ohio, residence. The defendant vehicle was purchased on January 23, 2018, for \$20,000.00 and is titled to Ronald Roginsky (**19-USP-001429**).
8. (4) Visa OneVanilla prepaid gift cards – total value: \$2,000.00 - seized pursuant to the execution of a federal search warrant on November 13, 2018. The seizure of the defendant gift cards was made at Roginsky's Brunswick, Ohio, residence. Particularly, the gift cards are described as follows:

Visa OneVanilla prepaid gift card #***10 – value: \$500.00.
Visa OneVanilla prepaid gift card #***51 – value: \$500.00.
Visa OneVanilla prepaid gift card #***87 – value: \$500.00.
Visa OneVanilla prepaid gift card #***66 – value: \$500.00.

(19-USP-000854).

9. A total of \$8,100.00 U.S. Currency seized from post office boxes controlled by Ronald Roginsky:

PO Box ***09 Hinckley, Ohio 44233: \$220.00 U.S. Currency was recovered from Priority Mail Parcel #*****0178. The currency was concealed inside an envelope (**19-USP-000491**).

PO Box ***09 Hinckley, Ohio 44233: \$140.00 U.S. Currency was recovered from Priority Mail Parcel #*****9906. The currency was concealed inside an envelope (**19-USP-000492**).

PO Box ***09 Hinckley, Ohio 44233: \$230.00 U.S. Currency was recovered from Priority Mail Parcel #*****5429. The currency was concealed inside a magazine (**19-USP-000493**).

PO Box ***09 Hinckley, Ohio 44233: \$300.00 U.S. Currency was recovered from Priority Mail Parcel #*****6349. The currency was concealed inside a magazine (**19-USP-000494**).

PO Box ****70, Strongsville, Ohio 44136: \$600.00 U.S. Currency was recovered from Priority Mail Parcel #*****6801. The currency was concealed inside an envelope (**19-USP-000521**).

PO Box ****70, Strongsville, Ohio 44136: \$275.00 U.S. Currency was recovered from Priority Mail Parcel #*****7241. The currency was concealed inside an envelope (**19-USP-000523**).

PO Box ****70, Strongsville, Ohio 44136: \$170.00 U.S. Currency was recovered from Priority Mail Parcel #*****8989. The currency was concealed inside a magazine (**19-USP-000524**).

PO Box ****70, Strongsville, Ohio 44136: \$915.00 U.S. Currency was recovered from Priority Mail Parcel #*****5283. The currency was concealed inside a magazine (**19-USP-000526**).

PO Box ****70, Strongsville, Ohio 44136: \$1,110.00 U.S. Currency was recovered from Priority Mail Parcel #*****5344. The currency was concealed inside a magazine (**19-USP-000527**).

PO Box ****68, Broadview Heights, Ohio 44147: \$220.00 U.S. Currency was recovered from Express Mail Parcel #*****99US. The currency was concealed inside a magazine (**19-USP-000530**).

PO Box ***08, Richfield, Ohio 44286: \$670.00 U.S. Currency was recovered from Priority Mail Parcel #*****4874. The currency was concealed inside a magazine (**19-USP-000531**).

PO Box ***20, Cleveland, Ohio 44130: \$220.00 U.S. Currency was recovered from Priority Mail Parcel #*****3886. The currency was concealed inside an envelope (**19-USP-000532**).

PO Box ***46, Valley City, Ohio 44280: \$200.00 U.S. Currency was recovered from Priority Mail Parcel #*****7500. The currency was concealed inside a magazine (**19-USP-000535**).

PO Box ***46, Valley City, Ohio 44280: \$765.00 U.S. Currency was recovered from Priority Mail Parcel #*****0655. The currency was concealed inside a magazine (**19-USP-000588**).

PO Box ***46, Valley City, Ohio 44280: \$120.00 U.S. Currency was recovered from Priority Mail Parcel #*****6681. The currency was concealed inside a magazine (**19-USP-000586**).

PO Box ***46, Valley City, Ohio 44280: \$580.00 U.S. Currency was recovered from Priority Mail Parcel #*****8874. The currency was concealed inside a magazine (**19-USP-000587**).

PO Box ***46, Valley City, Ohio 44280: \$460.00 U.S. Currency was recovered from Priority Mail Parcel #*****1700. The currency was concealed inside a magazine (**19-USP-001387**).

PO Box ***46, Valley City, Ohio 44280: \$140.00 U.S. Currency was recovered from Priority Mail Parcel #*****2315. The currency was concealed inside a magazine (**19-USP-001388**).

PO Box ***10, Brunswick, Ohio 44212: \$220.00 U.S. Currency was recovered from Priority Mail Parcel #*****3563. The currency was concealed inside a magazine (**19-USP-000584**).

PO Box ***10, Brunswick, Ohio 44212: \$545.00 U.S. Currency was recovered from Priority Mail Parcel #*****6550 (**19-USP-000852**).

U.S. Department of Justice
United States Marshals Service

PROCESS RECEIPT AND RETURNSee "[Instructions for Service of Process by U.S. Marshal](#)"

PLAINTIFF United States of America	COURT CASE NUMBER
DEFENDANT \$50,133.13 Seized from Huntington National Bank Account Number *****3851, et al.	TYPE OF PROCESS Warrant of Arrest in Rem

SERVE AT { NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN
\$50,133.13 Seized on November 15, 2018, from Huntington National Bank Account Number ***3851, et al.**
 ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW	Number of process to be served with this Form 285	9
James L. Morford, Assistant United States Attorney Office of the United States Attorney, Northern District of Ohio Carl B. Stokes U.S. Court House, 801 West Superior Avenue, Suite 400 Cleveland, Ohio 44113 - telephone (office): 216.622.3743	Number of parties to be served in this case	1
	Check for service on U.S.A.	

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (*Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service*):

Fold _____ Fold _____

SEE ATTACHED SHEET

Signature of Attorney other Originator requesting service on behalf of:	<input checked="" type="checkbox"/> PLAINTIFF	TELEPHONE NUMBER	DATE
	<input type="checkbox"/> DEFENDANT	216.622.3743	4/30/19

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. <i>(Sign only for USM 285 if more than one USM 285 is submitted)</i>	Total Process	District of Origin No. _____	District to Serve No. _____	Signature of Authorized USMS Deputy or Clerk	Date
--	---------------	---------------------------------	--------------------------------	--	------

I hereby certify and return that I have personally served, have legal evidence of service, have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the individual, company, corporation, etc. shown at the address inserted below.

I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (*See remarks below*)

Name and title of individual served (<i>if not shown above</i>)	<input type="checkbox"/> A person of suitable age and discretion then residing in defendant's usual place of abode	
Address (<i>complete only different than shown above</i>)	Date	Time
		<input type="checkbox"/> am <input type="checkbox"/> pm
	Signature of U.S. Marshal or Deputy	

Service Fee	Total Mileage Charges including endeavors)	Forwarding Fee	Total Charges	Advance Deposits	Amount owed to U.S. Marshal* or (Amount of Refund*)
					\$0.00

REMARKS:

PRINT 5 COPIES:

1. CLERK OF THE COURT
2. USMS RECORD
3. NOTICE OF SERVICE
4. BILLING STATEMENT*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.
5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

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